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**STATE OF DELAWARE
BOARD OF NURSING**

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PUBLIC MEETING NOTICE:	BOARD OF NURSING Meeting Minutes
DATE AND TIME:	Wednesday, May 14, 2014 at 9:00 a.m.
PLACE:	Cannon Building, Second Floor Conference Room A 861 Silver Lake Blvd., Dover, DE 19904
Minutes Approved:	June 11, 2014

MEMBERS PRESENT

Robert Contino, RN, President, Nurse Education Member
Pamela Tyranski, RN, Vice-President, RN Member
Delphos Price, APN Member
Harland Sanders, Jr., Public Member
Dianne Halpern, RN Member
Madelyn Nellius, Public Member
David Salati, RN Member
Kathy Bradley, LPN Member
Mary Lomax, Public Member
Lyron Deputy, RN Member (left meeting at 12:25 p.m.)
Victoria Udealer, RN Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT

Pamela Zickafoose, Executive Director
Sheryl Paquette, Administrative Specialist III
Jennifer Singh, Deputy Attorney General

MEMBERS ABSENT

Tracy Littleton, LPN Member
Rosemarie Vanderhoogt, Public Member - resigned

ALSO PRESENT

Vera Sitze, Wilcox and Fetzer
Rodel Va Venezuela
Jennifer Gambone
Kisha Abdallahi
Rose Arkhurst Mensah
Emma Sturgis Fortt
Sarah Carmody, Executive Director, Delaware Nurses Association
Vivat Kissi
DeJuna Rogers
Violet Omnenga

Adam Balick
Kathleen Heacock
Rodaphna Adjocy
Mafuantem M. Morfaw
Nancy Bastholm
Joanna Suder
Julia Seely
Shannon Brainard

Dr. Contino called the meeting to order at 9:05 a.m. The Board introduced themselves to the public.

REVIEW OF MINUTES (April 9, 2014)

The Board reviewed the minutes of the April 9, 2014 meeting. Mr. Sanders made a motion, seconded by Ms. Bradley, to approve the minutes. By majority vote, the motion carried, with Ms. Udealer abstaining.

ADOPTION OF THE AGENDA

Dr. Contino asked to move agenda item 9.6.1, HB319, to after item 4.0, Activities Report. The Board approved the change and Mr. Sanders made a motion, seconded by Mr. Price, to adopt the amended agenda as modified. By unanimous vote, the motion carried.

LEGISLATIVE UPDATE

HB319 (Midwifery Legislation)

Dr. Zickafoose provided an overview of this legislation, as well as a comparison the three types of midwives and their required education.

- CNM – Certified Nurse Midwife – This midwife is certified as an APN under the Board of Nursing.
- CM – Certified Midwife – Graduates from Midwifery Program, and needs a Bachelor's Degree from an accredited college. They take the ANCB Certification exam.
- CPM – Certified Professional Midwife – This is the lay midwife who receives certification under the North American Registry of Midwives. There are two pathways for CPM education- portfolio or accredited formal education. Most CPMs have completed the apprenticeship (portfolio) pathway.

The Board was asked to provide their position on this bill either in support of or opposed to the bill. Mr. Mangler said a third option is to remain neutral. Dr. Contino said Ms. Sarah Carmody, Executive Director of the Delaware Nurses Association, was in attendance. He asked the Board if they would like to hear her view on the bill. Ms. Carmody said the citizens of Delaware deserve a gold standard of care. She talked about uniformity of education and explained the way it is written now does not offer that. She stated there is a lack of public input as well. Ms. Carmody said she would be happy to answer any questions anyone may have. Mr. Sanders asked if midwives need a collaborative agreement and Dr. Zickafoose stated this bill removes the need for one.

Mr. Mangler gave some background of the bill. This would make licensure available to about 20 individuals. He said this is a council under the Board of Medical Licensure and Discipline. This Board is the only Board that has advisory councils and it is key and important to note the title that this would be the Advisory Council to the Board of Medical Licensure and Discipline. Every advisory council under that Board makes recommendations; it has no authority, other than to make recommendations to the Board. This bill does not provide, nor would there be, any intent to provide prescriptive authority to these individuals. It allows them, as it does for other types of professions that are under advisory councils, access to a limited list of drugs, supplies, and items. As it currently exists under the Division of

Public Health, that is already there. The one individual that is certified by the Division of Public Health is allowed access to certain drugs, supplies, and equipment. One of the driving forces behind this is a small set of individuals that are also citizens of the state of Delaware that desire the services of direct entry midwives and to be able to be allowed to have home births; not just the Mennonite and Amish communities.

Certified Nurse Midwives are unable to get liability insurance coverage in order to do home births. There is Certified Nurse Midwives that would like to be able to provide their service but are unable to get liability coverage. While there's a desire by highly educated and licensed individuals to do this, they are not able to because of liability issues. There are other groups out there that have a stakeholder interest in this piece of legislation that in its current format have not. They are in a position where they have stated they are not able to support this and would oppose it in its current form, but could get to a place of neutrality if there were amendments to the bill.

So one of the things you can consider is:

- 1) Reject it and oppose it as it is written
- 2) Oppose, but be able to get to a position of neutrality if there were certain provisions in this and amendments made in order to do that.

Mr. Mangler said the Chair of the Committee for this bill will be asking the position of the Board of Board of Medical Licensure and Discipline, the Board of Nursing, and the overall position of the Division. He said he will be offering the position on behalf of the Division; and if certain provisions are added, or amendments made, the Division could get to a position of neutrality.

Two sub-committees, both operating under the Division of Public Health, have been formed and are meeting regarding this issue. All meetings are public noticed at least seven days in advance. Two Obstetricians are participating on one of the subcommittees, while two Certified Nurse Midwives are on both subcommittees. One of the Obstetricians on the subcommittee is Dr. Nancy Fan, President of the Delaware Medical Society, and the other Obstetrician who is the co-chair of the subcommittee is Dr. Tildon-Burton who is going to be the next President of the American College of Obstetricians and Gynecologists.

Ms. Udealer asked Dr. Zickafoose to repeat the educational requirements of each category of midwife, which she did. Mr. Price said he will talk to the APN committee and ask their opinion at their next meeting on Monday, May 19th. After much discussion, Ms. Udealer made a motion, seconded by Ms. Tyranski, that the Board does not support HB319 in its current form. By unanimous vote, the motion carried.

ACTIVITIES REPORT

Dr. Zickafoose reported the number and types of active licenses as of May 14, 2014.

RN = 16,234 (RN permits = 8; GN permits = 1)

LPN = 2710 (LPN permits = 2)

APN = 1367 (APN permits = 5)

Advanced Practice Nurses: NP = 865; CRNA = 333; CNS = 134; CNM = 35

Total permits = 16

Total Active Licenses = 20,311

UNFINISHED BUSINESS

Mafuantem Morfaw

Dr. Contino stated Ms. Morfaw has requested reconsideration of the Board's previous decision regarding her LPN license. Ms. Morfaw, and her attorney Mr. Adam Balick, introduced themselves for the record.

Ms. Singh asked the Board if they received Mr. Balick's letter for the motion of reconsideration and they said they had. She reminded them that the reconsideration is for the decision of discipline they made regarding the Hearing Officer Recommendation they reviewed at their March 12, 2014 meeting. She said Attorney Balick has motioned for reconsideration under 29 Delaware Code 10128(e).

Mr. Balick addressed the Board at 9:53 a.m. by giving some background as to the reason they were filing the motion. He said the basis for their decision was due to the way the Board of Nursing meeting was structured at their March meeting. He reminded the Board that at the last meeting there were actually two matters on the agenda regarding Ms. Morfaw. Mr. Balick said they were not present in the morning when the Board discussed the disciplinary matter on the agenda, because licensees are not allowed to address factual matters involved with recommendations. However, he said Ms. Morfaw had applied for an opportunity to sit for licensure and was on the agenda in the afternoon for that. He was able to attend in the afternoon with Ms. Morfaw for that portion of the meeting. He said it was their belief that the Board declined her licensure because of the discipline, or because of the underlying complaint that brought about the discipline. He said that during the course of the conversation with the Board, many Board members had questions for Ms. Morfaw about the underlying allegations in the state's complaint. Mr. Balick said it occurred to him and Ms. Morfaw that the Board ended up with a lot more information than they had started with in the morning. He said they wanted to put the issue back before the Board in the hopes that the additional information may have caused them to reconsider the discipline that was previously decided. Mr. Balick discussed issues that he felt considered merit in the Board's reconsideration and asked for an outcome that doesn't involve suspension of her license. Mr. Balick read the complaint issued from the state, specifically paragraph #14. He reiterated the events described in the complaint and ended his discussion with the Board at 10:09 a.m. Board deliberations began at 10:09 a.m. At 10:38 a.m., after deliberations ended, Ms. Tyranski made a motion, seconded by Ms. Udealer, to amend its previous decision to now suspend Ms. Morfaw's license for three years, automatically stayed after 90 days for probation. All other requirements for CEUs, etc., in the current order will remain. By majority vote, the motion carried, with Mr. Sanders and Ms. Nellius abstaining, and Ms. Halpern recusing.

The Board took a short recess from 10:40 a.m. to 10:50 a.m.

COMMITTEE REPORTS

APN Committee: Mr. Price said the committee met on April 28th at the University of Delaware. He and Dr. Zickafoose gave a presentation about their trip to Chicago and the State of Consensus meeting. The committee changed language in the draft bill by taking out the word 'independent' and used 'full practice authority' as a better option. Dr. Zickafoose said she received an email this morning that the Composition of the Board bill is now HB335 and is being introduced and assigned to the Sunset Committee and the House. Mr. Price said the APN committee wants to recruit students from the University of Delaware that are working on their FNP degrees to meet with legislators. The committee will be setting up meetings with legislators but wants to wait until after the elections. Mr. Price said he and Dr. Zickafoose are scheduled to meet with Dr. Nancy Fan, President of the Medical Society on May 28th. He said Mr. Deputy got in touch with Dr. Clifton Hunt who has requested to speak with him. Mr. Price said he's meeting with Dr. Edward Goldenberg who would like to discuss the Consensus Model bill.

AWSAM Committee: Ms. Tyranski said the committee met on May 5th. She said they are very close to wrapping up the larger agenda items they have been working on. The committee is working on refining some of the language in the Section 5 regulations, such as the language of 'grandfathering' current instructors by putting in clarification language regarding folks who are currently AWSAM certified or AWSAM trained and how they will be converted to LLAM trained UAP's. She said the committee discussed the fact that the LLAM bill would not go forward this legislative session, and discussed how they would like to garner support for the bill during the next session. She said the Division of Developmental Disabilities in Health and Social Services has applied for renewal of their Medicaid waiver and it was noted in their application that the Board of Nursing approved online training for medication administration. The committee wants to make it clear that the approval was under AWSAM, not under the LLAM curriculum and LLAM program which is different. Ms. Tyranski said she has reached out to the Deputy Director of that Division, Marie Nonnenmacher, to let her know that when the program gets up and running, the program they would use to train people would need to be resubmitted for review. The next meeting of the AWSAM committee is July 15th.

PRESIDENT'S REPORT

Dr. Contino wished Board members, both professional and public members; as well as the professional nurses in the audience a Happy Belated Nurses Day. He thanked them for the 'extra mile' they go to work for the citizens of Delaware. He also recognized the public members of the BON for all they do to support the profession of nursing in the state.

Dr. Contino said he received a call from the Lt. Governor who asked him about a piece of public health legislation regarding the emergency use of Epinephrine in schools. Dr. Contino explained that since nurses are licensed they would not be 'lay administrators' of this and would not be covered by this legislation. The Lieutenant Governor said he would take the discussion under advisement and would see that nurses would be covered by the legislation.

Dr. Contino said since the last meeting he has signed two emergency orders of suspension; one for Kevin Weichert, and the other for Michele Vickers. He said on May 1, 2014 he and Dr. Zickafoose listened to a CGFNS webinar on document fraud.

EXECUTIVE DIRECTOR'S REPORT

Dr. Zickafoose said as of May 12, 2014 the Rules and Regulations that were published in the register on May 1st have become effective. She said she received a few emails from Advanced Practiced Nurses, most of which are CRNA's, stating that the new language will restrict their practice. Dr. Zickafoose said the populations only apply to Nurse Practitioners and Clinical Nurse Specialists; therefore, that is not the case. There are only six people who graduated from Wilmington University or another program that have a degree in Adult/Gerontology and their licenses will be changed to reflect the correct education and certification. The other licenses will be grandfathered in and stay the same, as long as they continue to renew them and keep them active. A lot of time and correspondence has focused on the Midwives bill. Dr. Zickafoose said Ms. Flora Peer has been hired as a new full-time Board Liaison and will begin work on May 19th.

NEW BUSINESS BEFORE THE BOARD **LICENSEE APPLICATION REVIEWS**

By Examination

Cynthia Reid, GN – Ms. Reid graduated from Delaware Technical Community College, Dover Campus in March 2014. Her CBC shows Theft of Public Money (Rule 15.3.16) on 1/20/98. Her letter of explanation states she worked for the United States Post Office as a windows clerk and 'borrowed'

money from her pay drawer. After an audit of all employees pay drawers she was arrested with another employee, even though her own drawer was not found 'short'. The Judge in the case gave her 48 months' probation because he "believed she was a good person that made a bad choice." She answered 'yes' to question #19 on her application. Disposition paperwork, her letter of explanation, and four positive letters of reference were submitted. After Board discussion, Mr. Price made a motion, seconded by Ms. Nellius, to grant a waiver for Ms. Reid to sit for the NCLEX exam. By unanimous vote, the motion carried.

By Endorsement

None

By Reinstatement

None

Advanced Practice Nurse

None

Renewal

None

COMPLAINT ASSIGNMENTS/ASSIGNED BOARD CONTACT PERSON

Ms. Nellius made a motion, seconded by Ms. Bradley, to ratify the following complaint assignments given to the respective Board contact person. By unanimous vote, the motion passed.

11-33-14 (Udealer)	11-34-14 (Deputy)	11-35-14 (Bradley)	11-36-14 (Littleton)
11-37-14 (Salati)	11-38-14 (Price)	11-40-14 (Price)	11-41-14 (Tyranski)
11-42-14 (Salati)	11-43-14 (Deputy)	11-44-14 (Littleton)	11-45-14 (Bradley)
11-46-14 (Price)	11-47-14 (Halpern)	11-48-14 (Halpern)	11-49-14 (Halpern)
11-50-14 (Halpern)	11-51-14 (Halpern)	11-52-14 (Udealer)	

CLOSED COMPLAINTS

Closed complaints do not need a vote; they are for information only for the record.

Dismissed by the Attorney General's Office.

11-118-13 11-32-13 11-91-12 11-101-12 11-86-13 11-37-13 11-16-14

Closed Investigations by the Division of Professional Regulation

11-20-14

HEARINGS/CONSENT AGREEMENTS – RATIFICATION & SIGNATURE

Consent Agreement(s)

Gerda Crowley, RN – Ms. Singh provided an overview of the consent agreement. Board members reviewed the document and sanctions. Mr. Salati made a motion, seconded by Mr. Sanders, to accept the Consent Agreement. By unanimous vote, the motion carried.

Dorothy Finney, RN – Ms. Singh provided an overview of the consent agreement. Board members reviewed the document and sanctions. Ms. Tyranski made a motion, seconded by Mr. Salati, to accept the Consent Agreement. By majority vote, the motion carried, with Ms. Halpern recusing.

Jocelyn Kelly, RN – Ms. Singh provided an overview of the consent agreement. Board members reviewed the document and sanctions. Mr. Sanders made a motion, seconded by Ms. Halpern, to reject the Consent Agreement and recommend a period of one year's probation and an additional 3 CEUs of ethics. By majority vote, the motion carried, with Ms. Tyranski opposing.

Legislative Update

Dr. Zickafoose said there is current legislation regarding the drug Narcan for use by friends and family of opioid drug abusers. Once this is final there will be education for prescribers on how to write the prescription, what needs to be in the prescription, how it needs to be ordered, etc.

Hearing Panel #18

Dr. Contino thanked Mr. Deputy, Ms. Bradley, and Mr. Sanders for serving during February, March, and April on Hearing Panel #17. He said they did not have to meet; however, were willing to serve. Dr. Contino said he will be the Chairperson for Hearing Panel #18, and asked Mr. Salati (Professional member) and Dr. Lomax (Public member) to serve on it as well. They agreed to do so.

Hearing Officer Recommendations

Amy Rebecca Lyle, RN – Board members reviewed the recommendation from the Hearing Officer with Ms. Singh describing the sanctions. After Board discussion, Ms. Halpern made a motion, seconded by Ms. Nellius, to accept the Hearing Officer Recommendation with modification to add one year's probation after the one year suspension. By majority vote, the motion carried, with Dr. Lomax recusing.

Jennifer Gambone, RN – Board members reviewed the recommendation from the Hearing Officer. Ms. Gambone requested to speak with Board and they allowed her 10 minutes. Ms. Gambone started speaking to the Board at 2:18 p.m. She explained that she has been monitored in Pennsylvania through the Peer Nurse Assistance program (PNAP). She stated that she had received three years suspension that was stayed immediately for three years' probation and is currently working in a Call Center and does not work with narcotics. She explained that since she was terminated on 9/18/11 from Christiana Care Hospital she had received 60 days of inpatient treatment, followed immediately by intensive outpatient for 16 weeks, and followed by group therapy for an additional year with Livingrin which is a group therapy program that specializes in nurses and healthcare professionals in addiction. This was followed by a year and a half of intensive therapy. She said she was discharged from inpatient treatment on 4/16/2012, and then started with the PNAP Program on 4/17/12. As of 2/19/14 she has had 45 negative urine screens, however, it is closer to 50 at present date. She requested that her suspension in Delaware be stayed immediately for probation to run concurrent with Pennsylvania's. Ms. Gambone ended speaking to the Board at 2:20 p.m.

Ms. Singh read the Hearing Officer Recommendation and explained the sanctions. After considerable Board discussion, Mr. Price made a motion, seconded by Ms. Nellius, to suspend Ms. Gambone's license for 2½ years, immediately stayed for probation, adding that she be co-monitored with Pennsylvania and fully enrolled in the DPHMP Program once she completes Pennsylvania's PNAP Program; along with 3 contact hours in Substance Abuse and 3 contact hours in Ethics to be completed within 90 days of date of the order. By majority vote, the motion carried, with Mr. Deputy abstaining and Mr. Salati recused.

Ms. Gambone said she has already completed the CEUs and asked if they could be sent to the Board. Dr. Contino told Ms. Gambone to forward them to Dr. Zickafoose.

REVIEW OF COMPLIANCE

Melissa Salazar

Dr. Zickafoose reported that Ms. Salazar used the title 'RN' as her official title instead of 'LPN' which was the accurate title for her. Ms. Salazar has now met the requirements of her order. Her license has had the probation lifted and has been restored to active status.

PRACTICE WITHOUT LICENSURE REVIEWS

None

PRACTICE ISSUES

None

EDUCATIONAL ISSUES

Coram/CVS Specialty Infusion Services CE Provider Renewal

Brandywine Pediatrics CE Provider Renewal

Dr. Zickafoose said both Coram/CVS and Brandywine Pediatrics sent their documentation and renewal fees. She recommended both for renewal. Ms. Bradley made a motion, seconded by Ms. Nellius, to renew their CE provider status. By unanimous vote, the motion carried.

LICENSURE ISSUES

None

NCSBN

Dr. Zickafoose received an email stating the Annual Meeting is scheduled for August 13 – 15, 2014 in Chicago. She asked if anyone on the Board was interested in attending and Dr. Contino, Ms. Tyranski, and Dr. Lomax all said they were interested. The NCSBN provides a waiver for two people so Ms. Lomax declined to allow Dr. Contino and Ms. Tyranski to attend. Dr. Zickafoose will submit the waiver request.

LICENSURE RATIFICATION

Mr. Price made a motion, seconded by Ms. Halpern, to ratify the licensee list. By unanimous vote, the motion carried. The ratification list is attached at the end of the minutes.

PUBLIC COMMENT

Several members of the public introduced themselves to the Board and thanked them for their diligence.

NEXT SCHEDULED MEETING

June 11, 2014 - 9:00 a.m.

861 Silver Lake Blvd., Cannon Building, Conference Room A, Dover, DE 19904.

ADJOURNMENT

The meeting adjourned at 2:43 p.m.

Respectfully Submitted,



Pamela C. Zickafoose, EdD, MSN, RN, NE-BC, CNE
Executive Director, Delaware Board of Nursing

HEARING MINUTES

HEARING – Carolyn Sweeney, RN, CRNA

PRESENT: Robert Contino, Pamela Tyranski, Delphos Price, Harland Sanders, Dianne Halpern, Madelyn Nellius, David Salati, Kathy Bradley, Mary Lomax, Victoria Udealer, Lyrone Deputy

RECUSED:

EXCUSED: Tracy Littleton

PURPOSE: Lift Suspension – RN/CRNA

PRESIDING: Robert Contino, President

BOARD STAFF: Pamela Zickafoose, Executive Director
Sheryl Paquette, Administrative Specialist III

DEPUTY ATTORNEY GENERAL FOR THE BOARD: Jennifer Singh, DAG

DEPUTY ATTORNEY GENERAL FOR THE STATE: Johanna Suder

RESPONDENT: Carolyn Sweeney

COUNSEL FOR THE RESPONDENT: Shannon Brainard

WITNESSES FOR THE STATE: None

WITNESSES FOR THE RESPONDENT: None

COURT REPORTER PRESENT: Vera Sitze, Wilcox and Fetzer

TIME STARTED: 11:00 a.m.

The recorder took verbatim testimony. The Board members introduced themselves, as well as council for the Respondent and for the state. Ms. Jennifer Singh described the reason for the hearing and confirmed Ms. Sweeney was present. Ms. Suder said she, along with Ms. Brainard, has prepared a document of the stipulation of facts that they would like to have admitted as Joint Exhibit #1. Ms. Singh marked the Stipulation of Facts, along with Exhibits A-E as Joint Exhibit #1. Ms. Brainard gave an opening statement at 11:05 a.m. She highlighted some of the stipulated facts for the Board's consideration. Ms. Sweeney was sworn in at 11:12 a.m. and gave a statement into the record and was questioned by the Board. Her testimony concluded at 11:32 a.m. Ms. Suder cross-examined Ms. Sweeney, which concluded at 11:35 a.m. Closing statements were given by Ms. Suder and Ms. Brainard. Board deliberations began at 11:58 a.m. Ms. Suder asked to question Dr. Zickafoose as a witness. Dr. Zickafoose was sworn in at 12:12 p.m. Ms. Suder asked Dr. Zickafoose about two previous CRNA's cases that had RN licenses and had diverted drugs. Dr. Zickafoose gave testimony regarding these previous two cases and her testimony ended at 12:17 p.m. She stated in the first case the licensee had the RN license reinstated, but did not reinstate the CRNA license by choice. In the second case both the RN and CRNA licenses reinstated because that licensee was in a lifelong program of treatment with the AANA. Ms. Brainard asked, "How long were those persons in treatment before they came before the Board again?" Dr. Zickafoose said in the most recent case the licensee was in treatment and had 8 years sober. She said she did not recall the timeframe in the other case as she was not in attendance at that meeting. Mr. Deputy asked Dr. Zickafoose if the first licensee was

working. She responded that the licensee had been working several years on a probationary license and the Board recently lifted his probationary status. Ms. Brainard said she mentioned that the one licensee had been in treatment and remission for 8 years. She asked if both of his licenses were suspended for the 8 years. Dr. Zickafoose said both licenses were initially suspended; however, the CRNA license had been suspended and remained suspended as of this date. Ms. Brainard asked how long the RN license had been suspended for before the Board lifted the suspension. Dr. Zickafoose stated that she wasn't sure of the exact time but felt it was at least two years. She said this person had voluntarily participated in the voluntary treatment program within the state and was being monitored. Ms. Singh asked Dr. Zickafoose to clarify that this person did not request that his CRNA license have the suspension lifted, and she agreed that was correct. There were no further questions for Dr. Zickafoose. The Board had a few more questions for Ms. Sweeney. They went back into deliberations at 12:38 p.m. After deliberations, Ms. Halpern made a motion, seconded by Dr. Lomax, to suspend Ms. Sweeney's RN license for five years, retroactive to date of initial suspension; then two years from that date she can petition the Board for a stay of suspension for the remaining term, and then come before Board to have the suspension lifted. During that time, Ms. Sweeney is to complete 6 CEUs in Ethics and 6 CEUs in Substance Abuse, that are not to be counted as part of the CE requirements for Delaware license renewal. The CRNA license for Ms. Sweeney will be suspended for a period of five years and that after a period of two years from the initial date of the emergency suspension by this Board, can also petition that that suspension be stayed at a hearing held before the Board. She would need to complete those 6 hours of CEUs in Ethics and 6 CEUs in Substance Abuse; however, these can be the same CEUs earned for both licenses. Ms. Sweeney needs to continue in the Professional Monitoring Program as outlined in her Pennsylvania agreement; be co-monitored by the Division of Professional Regulation's Delaware Professionals Health Monitoring Program (DPHMP); and participate in the lifelong program of the American Association of Nurse Anesthetists (AANA). By unanimous vote, the motion carried.

The hearing concluded at 12:43 p.m.

HEARING MINUTES

HEARING – Lori Middleton, RN

PRESENT: Robert Contino, Pamela Tyranski, Delphos Price, Harland Sanders, Dianne Halpern, Madelyn Nellius, David Salati, Kathy Bradley, Mary Lomax, Victoria Udealer

RECUSED:

EXCUSED: Tracy Littleton

PURPOSE: Rule to Show Cause

PRESIDING: Robert Contino, President

BOARD STAFF: Pamela Zickafoose, Executive Director
Sheryl Paquette, Administrative Specialist III

DEPUTY ATTORNEY GENERAL FOR THE BOARD: Jennifer Singh, DAG

DEPUTY ATTORNEY GENERAL FOR THE STATE:

RESPONDENT: Lori Middleton (not present)

COUNSEL FOR THE RESPONDENT:

WITNESSES FOR THE STATE: None

WITNESSES FOR THE RESPONDENT: None

COURT REPORTER PRESENT: Vera Sitze, Wilcox and Fetzer

TIME STARTED: 1:23 p.m.

The recorder took verbatim testimony. The Board members introduced themselves. Ms. Jennifer Singh confirmed Ms. Middleton was not present. She asked if the Board wanted to hold the hearing in Ms. Middleton's absence or re-notice it and continue it at the next meeting. Dr. Contino said the Board would continue to hold the hearing today. Ms. Singh described the reason for the hearing and said Ms. Middleton was notified of the hearing by a letter dated March 31, 2014. Ms. Singh called Dr. Zickafoose as a witness and she was sworn in at 1:27 p.m. Dr. Zickafoose gave a statement into the record and was questioned by Ms. Singh, as well as the Board. Dr. Contino asked Dr. Zickafoose based on her testimony that Ms. Middleton had not complied with the disciplinary public order. Dr. Zickafoose said he was correct, Ms. Middleton had not complied. Board deliberations began at 1:32 p.m. After deliberations at 1:32 p.m., Ms. Singh marked the March 15, 2012 disciplinary order from the Board as Exhibit #1, and two notification letters with regard to her deficiency and her notice of hearing as Exhibit #2. The Board returned to deliberations at 1:33 p.m. After deliberations, Mr. Salati made a motion, seconded by Ms. Tyranski, that the probation against Ms. Middleton be converted to an indefinite suspension, with the right to appear before the Board to have the suspension lifted when the conditions of the original order are met, with the exception of self-evaluations related to ongoing employment. By majority vote, the motion carried, with Mr. Sanders recusing and Ms. Bradley abstaining.

At 2:00 p.m., a Division employee brought a letter to the Board meeting that was received today from Ms. Middleton. Ms. Singh said the letter was from Ms. Middleton who stated she would not be able to attend the hearing. She then read the letter to the Board. Dr. Contino said if her license is not valid and she is not working as a nurse then the suspension is not going to affect her. She can appeal to the Board to lift her suspension once she has completed the requirements of that suspension.

May 2014 Licensee Listing – RN's (148)

L1-0044937	Hayles, Lauren M.	L1-0044988	Baker, Jessica Jean
L1-0044938	Baras, Yelena Stanislavovna	L1-0044989	Shah, Rujuta K.
L1-0044939	Focer, Marilyn Kay Polasky	L1-0044990	Smallwood, Denice N.
L1-0044940	Riffle, Jessica N.	L1-0044991	Young, Jean M. Schneider
L1-0044941	Johnson, Donna J. Trefsgar	L1-0044992	Fraze, Arielle J.
L1-0044942	Taylor, Kim L. Green	L1-0044993	Fox, Jessica Mae
L1-0044943	Grevesen, Jessica L.	L1-0044994	Kerslake, Risa N. Smith
L1-0044944	McKernan, Kathleen W. Walsh	L1-0044995	Riddle, Megan A.
L1-0044945	Moore, Jane A. Tischer	L1-0044996	Rosenberg, Melissa L. Ohlmann
L1-0044946	Mulreaney, Molly A.	L1-0044997	Nelson, Melissa
L1-0044947	Bristow, Kelsey A.	L1-0044998	Sebeny, Roxanne
L1-0044948	Burns, Kristen Marie	L1-0044999	Best, Diane R. Erickson
L1-0044949	Malkin, Michael W.	L1-0045000	Brown, Caitlin Meghann
L1-0044950	Mosley, Maris Lynnae	L1-0045001	Creighton, Latoya Ann
L1-0044951	Snyder, Ruth J. Gealy	L1-0045002	Gilchrist, Heather R. Burke
L1-0044952	Ward, Matthew J.	L1-0045003	Jose, Jittu
L1-0044953	Browne, Paula C. McCaighy	L1-0045004	Parfitt, Benedict
L1-0044954	Cugini, Donna M.	L1-0045005	Keary, Jacqueline V.
L1-0044955	Davis, Meredith B.	L1-0045006	Nzomo-Williams, Elizabeth
L1-0044956	Ruiz, Marina	L1-0045007	Wilson, Tawana Nicole Harris
L1-0044957	Hatchell, Shaina M.	L1-0045008	Kirby, Elizabeth Marie
L1-0044958	Ndirangu, Peninah W.	L1-0045009	Cummings, Corinne E.
L1-0044959	LeMin, Maria Arlene Gapac	L1-0045010	Wilson, Qiana Shante
L1-0044960	Reid, Lynne Person	L1-0045011	Cantwell, Erica R.
L1-0044961	Pulliam, Samantha	L1-0045012	DeHaven, Amanda C.
L1-0044962	Thomas, Cheryl Ann	L1-0045013	Bivens, Nicole S.
L1-0044963	Twerdok, Abigail Lynn	L1-0045014	Roberts, Pamela A. Martin
L1-0044964	Miller, Ashley Patricia	L1-0045015	Kerr-Edwards, Rita E.
L1-0044965	Ross, Roslyn M.	L1-0045016	Bisking, Shannon L. Vojtasek
L1-0044966	Okeke, Stephanie	L1-0045017	Sajban, Melissa N. Ditalia
L1-0044967	Carrasquillo, Olivia	L1-0045018	Land, Tracey Cathie
L1-0044968	Hoyte, Natasha N.	L1-0045019	Zigarelli, Ashley Ann
L1-0044969	Gibson, Hallie N.	L1-0045020	Miller, Lolly L.
L1-0044970	McNeely, Michael Dean	L1-0045021	Davalos, Juan Diego
L1-0044971	Hall, Larissa Leigh	L1-0045022	Alles, Sarah
L1-0044972	Merget, Ashley M.	L1-0045023	Ayyagari, Saumya Laxmi
L1-0044973	Greene, Patsy K. DeLapp	L1-0045024	Valentin, Linda A. Dudley
L1-0044974	Casimir, Anaika	L1-0045025	Augustine, Steven Benjamin
L1-0044975	Molina-Flores, Sebastian A.	L1-0045026	Montenegro, Paul Claude
L1-0044976	Altizer, Angela M. Calvanesa	L1-0045027	Meyer, Brooke A.
L1-0044977	Butler, Jessica Renee	L1-0045028	Magee, Cheryl Ann
L1-0044978	Chappius, Heather N.	L1-0045029	Wright-Barnett, Nicole A.
L1-0044979	Gorin, Emily E.	L1-0045030	Plis, Karen R. Frey
L1-0044980	Greenfield, Tyler D.	L1-0045031	Pilotti, Jillian A.
L1-0044981	Raab, Erin Marie	L1-0045032	Williams, Sandra Janet
L1-0044982	Gomer, Deborah R. Levin	L1-0045033	O'Laughlin, Katherine L.
L1-0044983	Montero, Lemuel G.	L1-0045034	Ohliger, Alison M.
L1-0044984	Cimmino, Denise M. O'Malley	L1-0045035	Dorbor, Weedor Precious

L1-0044985	Rackley, Shanell J.	L1-0045036	Daniel, Mary Ellen Nelson
L1-0044986	Hudson, Anita C. Porter	L1-0045037	Hagerty, Teresa L. Sunderland
L1-0044987	Power, Maggie E.	L1-0045038	Hanff, Jennifer L. Payne

May 2014 Licensee Listing – RN's (continued)

L1-0045039	Maroney, Michelle Marie
L1-0045040	Kagan, Stephanie E.
L1-0045041	Flood, Dawn M.
L1-0045042	Clark, Brenda A. Boler
L1-0045043	Alexander, Christiana M. Tootle
L1-0045044	Winings, Jean E. St. Antoine
L1-0045045	Steinman, Jintana
L1-0045046	Perriman, Laundria S. Cave
L1-0045047	Morris, Amy Lynn Dempsey
L1-0045048	Kriebel, Ann M. DiCorcia
L1-0045049	Kozar, Susan M. Liotus
L1-0045050	Kissane, Carol S.
L1-0045051	Hines, Heather Lynn Oxford
L1-0045052	Fedin, Bridgette A. Barnes
L1-0045053	Ayars, Dana Lynn
L1-0045054	Efunnuga, Oluwaseun O.
L1-0045055	Kamau, Esther W.
L1-0045056	Quinn, Deanna M.
L1-0045057	Wynter-Evans, Sophia M.
L1-0045058	Bissell, Deanna D.
L1-0045059	Evans, Robert A., III
L1-0045060	Bowls, Valerie A. Pante
L1-0045061	Whitney, Maureen E. Murphy
L1-0045062	Prime, Meagan D.
L1-0045063	Leininger, Catherine A.
L1-0045064	VenKataramanan, Ranjani
L1-0045065	Ondrus, Liberty Bania
L1-0045066	Lian, Raffaella L. Lauro
L1-0045067	Yoon, Kimberly A. Hart
L1-0045068	Doyle, Elaine C. Corcoran
L1-0045069	Drygas, Leann K. McGinley
L1-0045070	Luft, Marissa E.
L1-0045071	Davila-Blake, Dawn
L1-0045072	Conteh, Iyesata Saratu Serry
L1-0045073	Dias, Vanessa W. Choate
L1-0045074	Stahl, Carolyn Mary Imperato
L1-0045075	Smith, Paula A.
L1-0045076	Sander, Arlene R. Miller
L1-0045077	Meyer, Tammy G. Mitchell
L1-0045078	Kearney, Jacqueline T. Bowers
L1-0045079	Hightman, Regina M. Billet
L1-0045080	Cowie, Virginia A. Saldivar
L1-0045081	Genday, Brittany M.
L1-0045082	Derosé, Leanne G.

L1-0045083 Arnoult, Thierry L.
L1-0045084 Keyes, LaTanya D. Tyler

May 2014 Licensee Listing – LPN's (30)

L2-0012272 Muraguri, Ruth M.
L2-0012273 Coles, Tenna M.
L2-0012274 Sanchez, Cynthia J. Little
L2-0012275 Tillman, Rebecca Lynn
L2-0012276 Durnell, Grace E.
L2-0012277 Taylor, Heather D.
L2-0012278 Johnson, Sumika D. Wright
L2-0012279 Easton, Denene V. Jones
L2-0012280 Jones Driggriss, Bernita
L2-0012281 Shelborne, Shannon N.
L2-0012282 Zaccardelli, Ellen L. Glover
L2-0012283 Leonard, Renee E. Papouschek
L2-0012284 Botchway, Gifty
L2-0012285 Anziano, Jennifer L. Bryan
L2-0012286 Parks, Nikki L. Sahutsky
L2-0012287 Clark, Kathleen A. Callahan
L2-0012288 Rose, Natasha A.
L2-0012289 Fleetwood, Brooke M.
L2-0012290 Tessema, Aynalem S.
L2-0012291 Burke, Yma Letita
L2-0012292 Kirk, Nanette H. Montgomery
L2-0012293 Schaub, Jessica A. Merreighn
L2-0012294 Williams, Sha-Rhoda M.
L2-0012295 Jones-Tiller, Antha S.
L2-0012296 Matthews, Paulette M.
L2-0012297 Walls, Christopher D.
L2-0012298 Ross, Tonya S. Wabsis
L2-0012299 O'pare, Esther K.
L2-0012300 Burton, Janet E. Bush
L2-0012301 Slaughter, Charmelle R.

APN License Listing May 2014

Betham Gallagher	Certified Registered Nurse Anesthetist
Emily Petito	Adult Nurse Practitioner
Keyma Hansby	Family Nurse Practitioner
Aimee Nacrelli	Family Nurse Practitioner
Damaris Mose	Family Nurse Practitioner
Michelle Killion	Family Nurse Practitioner
Mark Ryan	Family Nurse Practitioner
Ann Kriebel	Family Nurse Practitioner
Tina Fisher	Family Nurse Practitioner
Jenna Bunting	Family Nurse Practitioner
Melinda Dixon	Family Nurse Practitioner
Jean Young	Pediatric Nurse Practitioner
Jessica Piro	Pediatric Nurse Practitioner
Terresa Cavara	Pediatric Clinical Nurse Specialist
Dana Garver	Pediatric Clinical Nurse Specialist

APN Prescriptive Authority for May 2014

Family Nurse Practitioner

Angela Pollock
Georgia Perdue
Joanne Kaster
Susan Wood
Keyma Hansby
Krista Davis
Amanda Galloway
Pennie Savage
Ashley Petro

Women's Health Nurse Practitioner

Marjorie Pollock

Adult/Gerontology Nurse Practitioner

Phuong Ngo